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MAIL STOP: PETITIONS Specialist – Intellectual Property
Examiner: Hanh N. HGUYEN
Group Art Unit: 2662
Confirmation No.: 3477

Fax: 571-273-8300 Pages with 17 Cover:

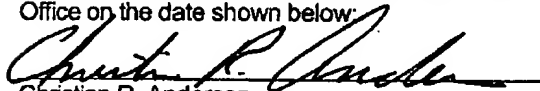
FORMAL SUBMISSION OF:

- | | |
|---|---|
| 1) Petition to Withdraw Holding of Abandonment Under 37 C.F.R. § 1.181(a) ; | 4) Copy of Facsimile Cover Page Filed 04-05-2005; and |
| 2) Copy of Reply to Office Action Filed 04-05-2005; | 5) Copy of Facsimile Transmision Report Printed 04-05-2005. |
| 3) Copy of Petition for Extension of Time Filed 04-05-2005; | |

Title: MULTI-LINE APPEARANCE TELEPHONY VIA A COMPUTER NETWORK
Serial No. 09/177,700
Filing Date: October 23, 1998
First Named Inventor: Steven E. GARDELL
Atty. No. 97-813 RCE 1
Customer Number: 32127

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the above-referenced documents are facsimile transmitted to the Patent and Trademark Office on the date shown below:


Christian R. Andersen

Date of Transmission: November 15, 2005

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PATENT
Customer No. 32,127
Attorney Docket No. 97-813

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Steven E. GARDELL et al.)	Group Art Unit: 2662
Application No.: 09/177,700)	Examiner: Hanh N. NGUYEN
Filed: October 23, 1998)	
For: MULTI-LINE APPEARANCE)	Confirmation No.: 3477
TELEPHONY VIA A COMPUTER)	
NETWORK)	

MAILSTOP: PETITIONS
Commissioner for Patents
P. O. box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. § 1.181(a)

Pursuant to 37 C.F.R. § 181(a), Applicants hereby petition to withdraw the holding of abandonment of the above-identified application. Pursuant to M.P.E.P. § 711.03(c), this petition is appropriate because Applicants contend that the application is not in fact abandoned for the reasons set forth below.

PATENT
Customer No. 32,127
Attorney Docket No. 97-813

Statement of Facts

1. In response to the Office Action dated January 4, 2005, Applicants filed a Reply to Office Action on April 5, 2005, together with a Petition for One Month Extension of Time and an authorization to charge the extension of time fee to Applicants' deposit account (copy attached).
2. The Reply to Office Action filed on April 5, 2005, was timely because the Petition for One Month Extension of Time extended the due date until April 4, 2005, which was a Sunday. Therefore, the due date was the following business day, i.e., April 5, 2005, when the Reply was filed.
3. The Reply to Office Action and Petition for One Month Extension of Time were filed using the certificate of transmission procedures set forth in 37 C.F.R. § 1.8. A copy of the facsimile cover page, including the required Certificate of Facsimile Transmission, is attached.
4. A transmission report (copy attached) from the sending facsimile machine shows that the 11-page facsimile was transmitted to the U.S. Patent and Trademark Office at (703) 872-9306 on April 5, 2005.
5. On September 22, 2005, the Examiner issued a Notice of Abandonment alleging that the application is abandoned due to Applicants' failure to timely file a proper reply to the Office Action mailed on January 4, 2005. In particular, the Examiner stated that "[n]o reply has been received."

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The Application is Not in Fact Abandoned

Contrary to the Examiner's statements and the allegations set forth in the Notice of Abandonment, this application is not in fact abandoned. As set forth above, Applicants filed a timely response to the January 4, 2005, Office Action. Applicants' Reply to Office Action was timely and properly filed on April 5, 2005, using the Certificate of Transmission procedures set forth in 37 C.F.R. § 1.8(a). The Reply was received by the Office, as evidenced by the transmission report printed by the sending facsimile machine. Pursuant to 37 C.F.R. § 1.8(b), this report serves as evidence to support Applicants' contention that the Reply was properly transmitted to the Office on April 5, 2005. Because Applicants timely and properly responded to the January 4, 2005, Office Action, the holding of abandonment of this application is erroneous. Therefore, Applicants request that the holding of abandonment be withdrawn and the previously-filed Reply to Office Action be entered.

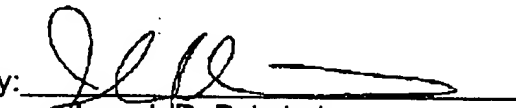
As stated in M.P.E.P. § 711.03(c), this petition does not require a fee. However, if there are any other fees due in connection with this application, the Commissioner is authorized to charge them to our Deposit Account No. 07-2347.

Respectfully submitted,

VERIZON CORPORATE SERVICES
GROUP INC. .

Dated: November 15, 2005

By: _____


Joseph R. Palmieri
Reg. No. 40,760

PATENT
Customer No. 32,127
Attorney Docket No. 97-813

ATTACHMENTS:

Copy of Reply to Office Action filed on April 5, 2005
Copy of Petition for Extension of Time filed on April 5, 2005
Copy of Facsimile Cover Page used to transmit Reply to Office Action and
Petition for Extension of Time on April 5, 2005
Copy of Facsimile Transmission Report printed on April 5, 2005